2013 DRAFTING REQUEST

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Receiv	red: 2	2/7/2014				Received By:	rchampag			
Wante	d: \$	Soon				Same as LRB:				
For:]	Dave Hanser	ı (608) 26	66-5670		By/Representing:	Hohn			
May Contact:						Drafter: rchampag				
Subjec	t: 1	Employ Pub	- retiren	nent		Addl. Drafters:				
	e ^r					Extra Copies:				
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No spe	ecific pre	topic given								
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County	y jailers a	s protective	occupatio	n participants	under W	RS				
Instru	ctions:									
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2013 DRAFTING REQUEST

Bill									
Receiv	ved: 2/	2/7/2014				Received By:	rchampag		
Wante	d: Se	oon				Same as LRB:		,	
For:	D	ave Hansen	(608) 2	66-5670		By/Representing: Hohn			
May Contact:						Drafter:	rchampag		
Subject: Employ Pub - retirement						Addl. Drafters:			
						Extra Copies:			
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2013 DRAFTING REQUEST

Bill

Received:

2/7/2014

Received By:

rchampag

Wanted:

Soon

Same as LRB:

For:

Dave Hansen (608) 266-5670

By/Representing: Hohn

May Contact:

Drafter:

rchampag

Subject:

Employ Pub - retirement

Addl. Drafters:

Extra Copies:

Submit via email:

YES

Requester's email:

Sen.Hansen@legis.wisconsin.gov

Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

County jailers as protective occupation participants under WRS

Instructions:

Companion to 13-2696/5

Drafting History:

Vers. Drafted

Reviewed

Proofed

Submitted

Jacketed

Required

/?

rchampag

1 WL 2/11

FE Sent For:

<END>

Typed

Champagne, Rick

From:

Wagnitz, John

Sent:

Friday, February 07, 2014 12:54 PM

To: Cc: Champagne, Rick Bruce, Cory

Subject:

FW: Rep. Bies: LRB 2696/5: Classifying county jailers, detention officers, and correctional

officers as protective occupation participants under WRS

Attachments:

13-2696_5.pdf

Hi Rick,

Could you please draft a Senate version of LRB 2696/5 for Senator Hansen? I have included Cory Bruce on this email as Rep. Bies' office has given our office permission to introduce a senate companion bill.

Thank you,

John Wagnitz Office of State Senator Dave Hansen 106 South, State Capitol phone: (608) 266-5670



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State of Misconsin 2013 - 2014 LEGISLATURE





LRB-4235/1 RACEWYE

regulation

 $AN\ ACT\ to\ amend\ 40.02\ (48)\ (c);\ and\ to\ create\ 40.02\ (17)\ (n),\ 40.02\ (48)\ (am)\ 23.,$

40.02 (48) (b) 5. and 40.65 (4w) of the statutes; **relating to:** classifying county jailers, detention officers, and correctional officers as protective occupation participants under the Wisconsin Retirement System.

Analysis by the Legislative Reference Bureau

Under current law, participants under the Wisconsin Retirement System (WRS) whose principal duties involve active law enforcement or fire suppression or prevention and require frequent exposure to a high degree of danger or peril and a high degree of physical conditioning are classified as protective occupation participants. Current law specifically classifies police officers, fire fighters, and various other individuals as protective occupation participants. Under the WRS, the normal retirement age of a protective occupation participant is lower than that of other participants and the percentage multiplier used to calculate retirement annuities is higher for protective occupation participants than for other participants.

This bill permits counties to classify county jailers, detention officers, and correctional officers eligible as protective occupation participants under the WRS without a requirement that their principal duties involve active law enforcement or active fire suppression or prevention.

Because this bill relates to public employee retirement or pensions, it may be referred to the Joint Survey Committee on Retirement Systems for a report to be printed as an appendix to the bill.

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For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Section 1. 40.02 (17) (n) of the statutes is created to read:

40.02 (17) (n) Notwithstanding par. (d), each participant who is a county jailer and who is classified as a protective occupation participant shall be granted creditable service as a protective occupation participant for all covered service while a county jailer that was earned on or after the effective date of this paragraph [LRB inserts date], but may not be granted creditable service as a protective occupation participant for any covered service as a county jailer that was earned before the effective date of this paragraph [LRB inserts date], unless that service was earned while the participant was classified under sub. (48) (a) and s. 40.06 (1) (d) as a protective occupation participant.

SECTION 2. 40.02 (48) (am) 23. of the statutes is created to read:

40.02 (48) (am) 23. A county jailer.

SECTION 3. 40.02 (48) (b) 5. of the statutes is created to read:

40.02 (48) (b) 5. A "county jailer" includes a county detention officer and a county correctional officer. Notwithstanding par. (a), an employer may classify a participant who is a county jailer as a protective occupation participant without making a determination that the principal duties of the participant involve active law enforcement or active fire suppression or prevention. A determination under this subdivision may not be appealed under s. 40.06 (1) (e) or (em).

SECTION 4. 40.02 (48) (c) of the statutes is amended to read:

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40.02 (48) (c) In s. 40.65, "protective occupation participant" means a participating employee who is a police officer, fire fighter, an individual determined by a participating employer under par. (a) or (bm) to be a protective occupation participant, county undersheriff, deputy sheriff, county jailer, state probation and parole officer, county traffic police officer, conservation warden, state forest ranger, field conservation employee of the department of natural resources who is subject to call for forest fire control or warden duty, member of the state traffic patrol, state motor vehicle inspector, University of Wisconsin System full-time police officer, guard or any other employee whose principal duties are supervision and discipline of inmates at a state penal institution, excise tax investigator employed by the department of revenue, person employed under s. 60.553 (1), 61.66 (1), or 62.13 (2e) (a), or special criminal investigation agent employed by the department of justice. **Section 5.** 40.65 (4w) of the statutes is created to read: 40.65 (4w) A county jailer who becomes a protective occupation participant on or after the effective date of this subsection [LRB inserts date], is not entitled to a duty disability benefit under this section for an injury or disease occurring before the effective date of this subsection [LRB inserts date].

SECTION 6. Effective date.

(1) This act takes effect on the January 1 after publication.

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Parisi, Lori

From:

Wagnitz, John

Sent:

Wednesday, February 12, 2014 4:13 PM

To:

LRB.Legal

Subject:

Draft Review: LRB -4235/1 Topic: County jailers as protective occupation participants

under WRS

Please Jacket LRB -4235/1 for the SENATE.